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 8 Pharm-Olam International, Ltd.

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA

12 CYTOKINETICS, INC.,
 13 Plaintiff,
 14 v.
 15 PHARM-OLAM INTERNATIONAL, LTD.,
 16 Defendant.

CASE NO.: 4:14-cv-05256-JSW
**STIPULATION AND ~~PROPOSED~~
 ORDER CONTINUING CASE
 MANAGEMENT CONFERENCE AND
 OTHER PENDING DEADLINES**

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1 This Stipulation is entered into by and among plaintiff CYTOKINETICS, INC. (“Plaintiff”)
2 and defendant PHARM-OLAM INTERNATIONAL, LTD. (“Defendant”) (Plaintiff and Defendant,
3 collectively “the Parties”), by and through their respective counsel.

4 WHEREAS, Plaintiff filed a complaint in the above-captioned action on December 1, 2014;
5 WHEREAS, on January 23, 2015, Defendant filed a Motion to Dismiss Pursuant to Federal
6 Rule of Civil Procedure 12(b)(6), or in the alternative, to Transfer Venue (the “Motion”);

7 WHEREAS, the Court set this matter for a case management conference to be held on
8 February 27, 2015 (Dkt. No. 23);

9 WHEREAS, counsel for Plaintiff had a conflict that required lead counsel to be out of town
10 on February 27, 2015;

11 WHEREAS, the Parties stipulated to, and the Court entered an Order, continuing the Case
12 Management Conference to Friday, March 27, 2015 (Dkt. No. 25);

13 WHEREAS, lead counsel for Defendant now has a conflict on March 27, 2015;

14 WHEREAS, the Parties have conferred and agree to continue the Case Management
15 Conference until April 10, 2015.

16 NOW, THEREFORE, pursuant to Civil Local Rule 6-2(a), the Parties hereby stipulate and
17 agree, through their respective counsel as follows:

- 18 1. The March 27, 2015 Case Management Conference shall be taken off calendar, and
19 rescheduled for **April 10, 2015 at 11:00 a.m.**, or another date and time that is
20 convenient for the Court.
- 21 2. The deadline to file the Joint Case Management Statement shall be ^{April 3, 2015.} ~~due no later than~~
22 ~~five (5) court days prior to the newly scheduled date for the Case Management~~
23 ~~Conference.~~

24 **IT IS SO STIPULATED.**

25 Dated: March 9, 2015

FREEMAN MATHIS & GARY LLP

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By: /s/ Kacie Manisco
Kacie Manisco
Attorneys for Defendant PHARM-OLAM
INTERNATIONAL, LTD.

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Dated: March 9, 2015

COOLEY LLP

By: /s/ Shannon M. Eagan
Shannon M. Eagan
Attorney for Plaintiff CYTOKINETICS, INC.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: March 10, 2015



THE HONORABLE JEFFREY S. WHITE
UNITED STATES DISTRICT COURT JUDGE